

2020 SPECIAL TOWN MEETING



TO EITHER OF THE CONSTABLES OF THE TOWN OF BERKLEY, IN THE COUNTY OF BRISTOL, GREETING: In the name of the Commonwealth of Massachusetts, you are directed to notify the inhabitants of the Town of Berkley qualified to vote in elections to meet at the **BERKLEY MIDDLE SCHOOL GYMNASIUM AND CAFETERIA**, 21 North Main Street, in said Berkley on **MONDAY, the SIXTEENTH** day of **NOVEMBER 2020 AT 6:00 P.M.** then and there to act the following articles viz:

ARTICLE 1: To see if the Town will vote to hear the report of the Financial Committee, or to take any other action relative thereto.

ARTICLE 2: To see if the Town will vote to hear the report of the Capital Improvement Planning Committee, or to take any other action relative thereto.

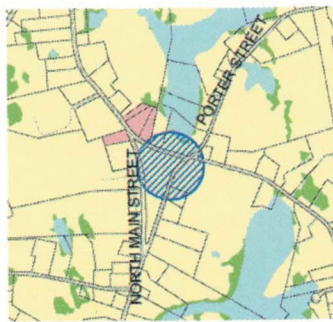
ARTICLE 3: To see if the Town will vote to appropriate or transfer from available FY21 funds a sum of money to various departments, and for capital expenditures, or to take any other action relative thereto.

ARTICLE 4: To see if the Town will vote to appropriate or transfer from available FY21 funds a sum of money for certain one-time expenses to be incurred in the final six (6) months of FY21, or to take any other action relative thereto.

ARTICLE 5: To see if the Town will vote to raise and appropriate, or transfer from available FY21 funds, for various Governmental Departments, all sums of money necessary to increase the amounts voted under Article 4 of the July 27, 2020 Annual Town Meeting or any additional expenses, or to take any other action relative thereto.

ARTICLE 6: To see if the Town will vote to raise and appropriate, or transfer from available FY21 funds, an amount for the purpose of contributing to a Stabilization Fund in accordance with the provisions of General Laws Chapter 40, Section 5B, or to take any other action relative thereto.

ARTICLE 7: To see if the Town will vote: (i) to amend the "Official Zoning Map Town of Berkley," referenced in Article 21 of the General Bylaws, entitled "Zoning," Section 2, entitled "Establishment of Districts," Subsection 2.B, untitled, together with the map referenced in said Article 21, Section 12, entitled "Aquifer Protection District," Subsections C and D, entitled "Scope" and "Delineation of Aquifer Protection District," respectively, by deleting from the Aquifer Protection District shown thereon the circular, noncontiguous portion of said District overlying the Town Common and surrounding areas near the intersection of North Main, Locust and Porter Streets, presently shown as follows:



and, further, (ii) to amend said Article 21, Section 12, Subsection C, by adding to the second sentence, after the word "boundaries," the phrase "substantially but do not entirely"; and (iii) to amend said Article 21, Section 12, Subsection D, by adding to the fifth sentence, after the word "boundaries," the phrase "substantially but do not entirely"; or to take any other action relative thereto.


ARTICLE 8: To see if the Town will vote to accept the provisions of M.G.L. c. 59, § 5, Clause Twenty-second H (inserted by Chapter 218 of the Acts of 2018 known as an Act Relative to Veterans' Benefits, Rights, Appreciation, Validation, and the Enforcement ("BRAVE Act"), signed into law August 28, 2018, which provides for a property tax exemption for real estate to the full amount of the taxable valuation of the real property of the surviving parents or guardians of soldiers and sailors, members of the National Guard and Veterans who: (i) during active duty service, suffered an injury or illness documented by the United States Department of Veteran Affairs or a branch of the armed forces that was a proximate cause

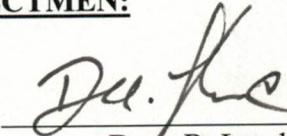
of their death; or (ii) are missing in action with a presumptive finding of death as a result of active duty service as members of the armed forces of the United States; provided, however, that the real estate shall be occupied by the surviving parents or guardians as the surviving parents' or guardians' domicile; and provided further, that the surviving parents or guardians shall have been domiciled in the commonwealth for the 5 consecutive years immediately before the date of filing for an exemption pursuant to this clause or the soldier or sailor, member of the National Guard or veteran was domiciled in the commonwealth for not less than 6 months before entering service. Surviving parents or guardians eligible for an exemption pursuant to this clause shall be eligible regardless of when the soldier, sailor, member of the National Guard or veteran died or became missing in action with a presumptive finding of death; provided, however, that the exemption shall only apply to tax years beginning on or after January 1, 2021. Such exemption shall be available until such time as the surviving parents or guardians are deceased. No real estate shall be so exempt which has been conveyed to the surviving parents or guardians to evade taxation; or act on anything relating thereto.

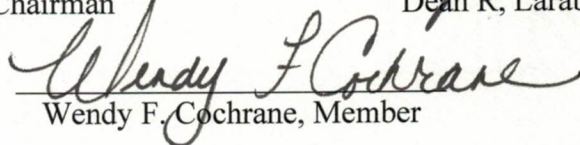
...and you are hereby directed to serve this Warrant by posting up attested copies thereof, one at the Old Town Hall, Public Library, Common Crossing – 11 North Main St., and the Public Safety Building Lobby, Fire Station #2 at 6 Grove Street, in addition to The Town Hall, all in said Berkley fourteen days at least before the time of holding said Meeting. Said Warrant shall also be distributed by the Board of Selectmen by bulk-rate mailing to every residence in the Town in accordance with the Town of Berkley by-law Article 2, Section 1. Hereof fail not and make due return of this Warrant with your doings thereon to the Town Clerk of the time and place of Meeting as aforesaid.

Given under our hands, this, the **26th day of October, in the year two thousand twenty.**

BOARD OF SELECTMEN:


George F. Miller, Chairman


Dean R. Larabee, Clerk


Wendy F. Cochrane, Member

BRISTOL, SS:

Berkley, 10/26, 2020

I have served the above Warrant by posting up attested copies, one at each of the above-named places in said Berkley, fourteen days at least before the time of holding said meeting.

STM Warrant FY21 Oct 2020

Constable of Berkley Paul Filant